

Resolution 2015-16: 64
Amendment #8 to Gilbane Building Company

By Board Member B. Brown

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, the RJSCB selected Gilbane Building Company (“Program Manager”) to provide program management services to the Board in June of 2010 (Resolution 2009-10: 13) and thereafter the RJSCB and the Program Manager entered into the program management agreement dated July 1, 2010 (the “Agreement”); and

WHEREAS, in December 2014, the RJSCB approved changes to the Gilbane staffing plan (Resolution 2014-15:144) and anticipated that another authorization by the RJSCB would be necessary in the future to extend certain Gilbane staff through 2016 because of the School 12 project schedule having been extended by one year and the delayed start of the Monroe High School project by one year; and

WHEREAS, the Program Manager has recently updated its staffing plan (a copy of which is attached) with changes related to the extension of the School 12 and Monroe High School project schedules, subsequent close-out period, and continued administrative and financial accounting support for the RSMP; and

WHEREAS, following extensive discussions with the Program Manager and due diligence, the Executive Director recommended to the MWBE and Services Procurement Committee (the “Committee”) that the Program Manager’s Agreement should be amended to extend these services through the completion of Phase 1 (December 31, 2016) in the not-to-exceed amount of \$269,750; and

WHEREAS, the Committee considered and discussed the Executive Director’s recommendation at its December 10, 2015 meeting and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement between the RJSCB and the Program Manager dated July 1, 2010 as set forth above is hereby approved; and
2. The RJSCB’s Chair is hereby authorized in the name and on behalf of the RJSCB, to execute an amendment to the Agreement that is consistent with this approval and in an acceptable form to the Chair upon the advice of the RJSCB’s general counsel.

Second by Board Member Benincasa
Approved 5-0 with Member A. Williams away